

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
August 4, 2003

**D039324      Del Mar Sandy Lane Association et al. v. San Dieguito River Park Joint Power Authority/Southern California Edison**

The judgment of the trial court is reversed and the matter is remanded to the trial court with directions to vacate its order granting the petition for writ of mandate and to enter a new order denying the petition for writ of mandate. The parties shall bear their own costs in this appeal. McDonald, J.;  
We Concur: Huffman, Acting P.J., Haller, J.

**D042225      Alvaro M., et al. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency**

The petitions are denied. McIntyre, J.; We Concur: McDonald, Acting P.J., O'Rourke, J.

**D039877      Jaros v. Peterson & Chapman et al.**

Reversed. Costs are awarded to appellant. Huffman, Acting P.J.; Concur: Haller, J., McDonald, J.

**D040160      People v. Woods**

The judgment is affirmed. McConnell, J.; We Concur: McDonald, J., McIntyre, J.

**D040108      National City Police Officers' Association et al. v. City of National City**

The request for publication of the opinion is denied.

**D042468      Roy T. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency**

The attorney for petitioner Roy T. has notified the court on behalf of the petitioner that a petition for Writ of Mandate under Rule 39.1B will not be filed as there are no viable issues for writ review. The case is dismissed.

**D042229      In re Velarde on Habeas Corpus**

The petition is denied.

**D041959**

This court is without jurisdiction to reconsider its ruling. The request is denied.

**D042261      In re Alve on Habeas Corpus**

The petition is denied.

**D042232      In re Williams on Habeas Corpus**

The petition is denied.

**D042599      Fesseha v. Superior Court of San Diego County/People**

The petition is denied.

**D042594      Wojciechowski v. Superior Court of San Diego County/People**

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
August 4, 2003 (Continued)

**D042620      Daisy H. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency**

As the Notice of Intent to File Writ Petition filed July 20, 2003 is not from an order referring the matter to a Welfare & Institutions Code 366.26 hearing, the above case is dismissed.

**D042630      Lukeman et al. v. Superior Court of San Diego County/Palomar Pomerado Health System et al.**

The petition is denied.

**D042112      North American Specialty Insurance Company v. Superior Court of San Diego County/Certain Underwriters at Lloyds of London**

The petition is denied.

**D042233      In re Thorward on Habeas Corpus**

The petition is denied.

**D042628      Ilko et al. v. Superior Court of San Diego County/Ilko**

Petitioners filed a motion to seal the petition itself based on references in the petition to information contained in the sealed exhibits. The motion to seal is denied because the proposed sealing is not narrowly tailored and less restrictive means exist to achieve any purported interest that overcomes the public's right of access. (Cal. Rules of Court, rule 243.1(d).) In addition, petitioners did not comply with rule 12.5(e)(4) which requires them to submit a publicly redacted version of the petition along with the complete conditionally sealed version. The clerk is directed to return the conditionally lodged petition to petitioners' counsel. (Rule 12.5(e)(7).) The pendent request for stay is denied. This order is made without prejudice to petitioners refileing the petition in conformance with the California Rules of Court.

**D042425      King, a Minor, etc. v. San Marcos Unified School District**

The appeal is dismissed.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
August 5, 2003

**D041817        People v. Price**

The judgment is affirmed. McDonald, J.; We Concur: Benke, Acting P.J.; Huffman, J.

**D041339        People v. Redman**

The judgment is modified by striking the three prior prison term enhancements and as so modified is affirmed. McDonald, J.; We Concur: Huffman, Acting P.J., O'Rourke, J.

**D040570        In re Carlos G., a Minor**

The order for restitution is affirmed. Huffman, Acting P.J.; We Concur: Nares, J., Haller, J.

**D042390        MCI Worldcom Network Services, Inc. v. B&B Fiber & Cable, Inc. et al.**

The appellant having failed to timely pay the filing fee and failure to timely designate the record, the appeal is dismissed.

**D041587        In re Michael L., a Juvenile**

The judgment is affirmed. Benke, Acting P.J.; We Concur: Haller, J., McIntyre, J.

**D042268        Meyer Pipe USA, Inc. v. Pirnie, Inc.**

Pursuant to California Rules of Court, rule 8, the appeal filed June 2, 2003, is dismissed for failure of appellant to timely deposit costs for preparing the record on appeal.

**D042100        Adoption of Joshua S., a Minor**

**D042375        Adoption of Joshua S., a Minor**

Appellant's motion to consolidate the above-entitled appeal is granted. All documents will be filed under D042100.

**D042636        Ilko et al. v. Superior Court of San Diego County/Ilko**

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
August 6, 2003

**D040098        People v. Steen**

Judgment is affirmed. Haller, Acting P.J.; We Concur: McConnell, J., Aaron, J.

**D042396        Ashley C. v. Superior Court of San Diego County/San Diego County Health and  
Human Services Agency**

The attorney for petitioner Ashley C. has notified the court on behalf of the petitioner that a Petition for Writ of Mandate under Rule 39.1B will not be filed as there are no viable issues for writ review. The case is dismissed.

**D042283        Berkly et al. v. Bank of America National Trust and Savings Association et al.**

Plaintiffs' appeal from the February 10, 2003 summary judgment is dismissed as untimely.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
August 7, 2003

**D040348        People v. Johnson**

The judgment is affirmed. Haller, J.; We Concur: Huffman, Acting P.J., Nares, J.

**D039986        People v. Bugara**

The judgment is affirmed. Haller, J.; We Concur: McDonald, J., Aaron, J.

**D042641        People v. Moton**

The appeal in this matter challenges solely the validity of a plea or admission. Appellant's request for certificate of probable cause having been denied and no appealable issues having been raised in compliance with California Rules of Court, rule 31(d), the appeal is dismissed.

**D042608        Prescott v. Superior Court of San Diego County/People**

The petition is denied.

COURT OF APPEAL OF THE STATE OF CALIFORNIA  
FOURTH APPELLATE DISTRICT  
DIVISION ONE  
August 8, 2003

**D042333      Carla L. v. Superior Court of San Diego County/San Diego County Health and Human Services Agency**

Let a writ issue directing the respondent juvenile court to (1) vacate its June 9, 2003 order terminating reunification services for Carla and setting the matter for a section 366.26 permanency planning hearing, and (2) issue a new order directing HHSA to provide six more months of services to Carla. This opinion is final immediately as to this court. (Cal. Rules of Court, rule 24(b)(3).).

**D039853      Del Taco, Inc. v. University Real Estate Partnership V**

The judgment is affirmed. Costs to University. CERTIFIED FOR PUBLICATION.  
Huffman, Acting P.J.; We Concur: Nares, J., Haller, J.

**D040432      Mahdavi v. State of California et al.**

The petition for rehearing is denied.

**D041815      People v. Handley**

Judgment affirmed. Haller, Acting P.J., We Concur: McDonald, J., McIntyre, J.

**D039821      People v. Bowden**

The matter is remanded to the trial court with directions to correct the abstract of judgment in a manner consistent with this opinion and forward a copy of the corrected abstract to the Department of Corrections. In all other respects, the judgment is affirmed. Nares, J.; We Concur: Huffman, Acting P.J., Haller, J.

**D041806      In re Ja'Laun W., a Juvenile**

The order is affirmed. Nares, J.; We Concur: Haller, J., McDonald, J.

**D040588      People v. Martinez**

The order awarding credit for time served is reversed and the matter is remanded for determination of credit for time served consistent with this opinion. In all other respects the judgment is affirmed.  
Huffman, Acting P.J.; We Concur: Nares, J., Haller, J.

**D040547      People v. Turner**

The judgment is affirmed. McIntyre, Acting P.J.; We Concur: McConnell, J., Aaron, J.

**D042526      ASI, Inc., et al. v. Workers' Compensation Appeals Board and Karen Bennett**

At the request of petitioners, the petition for writ of review is dismissed.

**D042234      Cappelletti et al. v. Superior Court of San Diego County/Howard et al.**

The petition is denied.

**D042632      Collier v. Superior Court of San Diego County/Brown**

The petition is denied.

**D042618      Gates v. Superior Court of San Diego County/Martin**

The petition is denied.